

Sunday 11:34 PM

Hello Dr Hotze,
I am unable to speak on the
record about the
impeachment proceedings
due to gag order by the
Court. I hope you can
understand.

Best Regards
Rep Steve Toth.

EXHIBIT E

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

STEVEN HOTZE, M.D.,)	
RICHARD MABRAY, M.D., AND)	
ALLESAN PAIGE STREETER,)	
)	
Plaintiffs,)	
)	Civil Action
v.)	
)	
THE TEXAS STATE SENATE,)	
AUSTIN OSBORNE, in his official)	
Capacity as the Sergeant-at-Arms of)	
The Texas Senate, and DAN PATRICK,)	
in his official capacity as Lieutenant Governor)	
of the State of Texas,)	
)	
Defendants.)	

AFFIDAVIT OF STEVEN HOTZE, M.D.

“My name is Steven Hotze, M.D. I am above the age of eighteen years, and I am fully competent to make this Affidavit. The facts stated in this Affidavit are within my personal knowledge and are true and correct.

“Steve Toth is a current member of the Texas House of Representatives. I recently received the text message in Exhibit “E” from Representative Toth. I am familiar with Representative Toth’s personal cell phone number. We have texted to each other using our cell phones numerous times. The number that I received the text message from Representative Toth, Exhibit “E”, is the same number I have received texts from him in the past. On numerous occasions, I have called Representative Toth at the number I received the text message identified in Exhibit “E”. I read the text message in Exhibit “E”. It is a true and correct copy of the text message recently sent to me from Representative Toth in response to my request that he contact me regarding the impeachment of General Paxton.

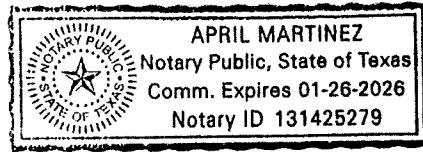


Steven Hotze, M.D.

STATE OF TEXAS

§
§
§

COUNTY OF HARRIS



SWORN TO AND SUBSCRIBED before me on the 28th day of July, 2023.


NOTARY PUBLIC, STATE OF ~~TEXAS~~